

AFTER RECORDING PLEASE RETURN TO:

BNSF Railway Company
2500 Lou Menk Drive, AOB #3
Fort Worth, Texas 76137
Attn: Rebecca Ortiz

8/10/07 8:47:25
BK 565 PG 734
DE SOTO COUNTY, MS
W.E. DAVIS, CH CLERK

GENERAL WARRANTY DEED

STATE OF MISSISSIPPI §
 § KNOW ALL PERSONS BY THESE PRESENTS:
COUNTY OF DeSOTO §

LONE STAR INDUSTRIES, INC., by merger of DeSoto Redi Mix ("Grantor"), for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) cash and other good and valuable consideration to it paid by BNSF RAILWAY COMPANY, a Delaware corporation ("Grantee"), whose mailing address is 2500 Lou Menk Drive, Fort Worth, Texas 76131, the receipt and sufficiency of which are hereby acknowledged and confessed, has WARRANTED, GRANTED, BARGAINED, SOLD, and CONVEYED, and by these presents does WARRANT, GRANT, BARGAIN, SELL, and CONVEY unto the Grantee that certain tract of land ("Land") described on Exhibit "A" hereto, together with all improvements thereon and all rights and appurtenances appertaining thereto, and all of Grantor's rights and interest, if any, in and to all easements and alleys, highways, or streets in, on, across or adjoining the Land (herein collectively called the "Property").

This Deed is executed by Grantor and accepted by Grantee subject to validly existing and enforceable rights, interests, and estates, if any do in fact exist, but only to the extent that the same do in fact exist, of third parties in connection with those items set out and listed on Exhibit "B" hereto (herein called the "Permitted Encumbrances").

TO HAVE AND TO HOLD the Property together with all and singular the rights and appurtenances thereto in anywise belonging unto Grantee, its legal representatives, successors, and assigns forever; and Grantor does hereby bind itself to WARRANT AND FOREVER DEFEND all and singular the Property, subject to the Permitted Encumbrances, unto Grantee, its legal representatives, successors, and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

Eric

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WITNESS THE EXECUTION HEREOF as of the 30th day of July, 2007.

GRANTOR:

LONE STAR INDUSTRIES, INC., a Delaware corporation doing business as **MEMPHIS READY MIX**

By: [Signature]Name: James E. RobertsonTitle: General Mgr.

STATE OF Tennessee §
COUNTY OF Shelby §

Personally appeared before me, the undersigned authority in and for said county and state, on this 30th day of July, 2007, within my jurisdiction, the within named James E. Robertson, who acknowledged that [he/she/they] is General Manager (title of officer) of **LONE STAR INDUSTRIES, INC.**, a Delaware corporation doing business as **MEMPHIS READY MIX**, and that for and on behalf of the said corporation, and as its act and deed [he/she/they] executed the above and foregoing instrument, after first having been duly authorized by said corporation so to do.

Rebecca S. Rawlins

Notary Public

Printed Name: Rebecca S. Rawlins

My commission expires: 7-20-08



My Comm. Exp. 07-20-2008

Prepared By:

W. Emmett Marston
Martin, Tate, Morrow & Marston, P.C.
6410 Poplar Avenue, Suite 1000
Memphis, TN 38119
(901) 522-9000
(901) 527-3746 (Facsimile)

GRANTOR:

1029 John A. Denie
Memphis, TN 38134

Work Phone # (901) 386-8911
Home Phone # N/A

File 12123

GRANTEE:

2500 Lou Menk Drive, AOB #3
Fort Worth, TX 76137

Work Phone # (817) 352-6466
Home Phone # N/A

EXHIBIT "A"

LEGAL DESCRIPTION

Being part of the Northeast quarter of Section 20, Township 1 South, Range 6 West, City of Olive Branch, DeSoto County, Mississippi, more particularly described as follows:

Commencing from a p.k. nail found at the Southeast corner of Section 20, Township 1 South, Range 6 West, City of Olive Branch, DeSoto County, Mississippi; thence North 2,947.83 feet to a point; thence West for 1,854.94 feet to a half inch iron pin set, said point being 65 feet Southwesterly from the centerline of BNSF railway, and the Point of Beginning; thence along the proposed right of way North 46 degrees 54 minutes 53 seconds West for a distance of 326.11 feet to a half inch iron pin set, said point being 65 feet Southwesterly from the centerline of said railway; thence North 45 degrees 24 minutes 56 seconds East for a distance of 15.01 feet to a half inch iron pin found on the existing BNSF railway southern right of way; thence with existing right of way South 46 degrees 54 minutes 53 seconds East for a distance of 326.12 feet to a half inch iron pipe found, said point being 50 feet Southwesterly from the centerline of railway; thence South 45 degrees 28 minutes 47 seconds West for a distance of 15.01 feet to a half inch iron pin set, said point being the Point of Beginning, Said parcel contains 4,891 sq. ft. \pm (0.11 Acres) and is subject to right of ways and easements of records.

EXHIBIT B

PERMITTED ENCUMBRANCES

1. Rights of claims of parties in possession not shown by the public records.
2. Easements, or claims of easements, not shown by the public records.
3. Encroachments, overlaps, boundary line disputes, or other matters which would be disclosed by an accurate survey or inspection of the premises.
4. Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. Any adverse claim to any portion of said land which has been created by artificial means or has accreted to any such portion so created and riparian rights, if any.
6. Taxes or special assessments which are not shown as existing liens by public records.
7. Any prior reservation or conveyance, together with release of damages, of minerals of every kind and character, including, but not limited to gas, oil, sand and gravel in, on and under subject property.
8. General and special taxes or assessments for 2007 and subsequent years not yet due and payable.
9. Right of Way to Mississippi Power & Light Company filed for records in Book 33, Page 105 & 106, Book 33, Page 165 and Book 33, Page 353.
10. Right of Way to USA filed for record in Book 414, Page 467.

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RECEIVED
JUL 10 2008
SOUTHERN MS DEED
RECORDING DEPT
JUL 10 2008